

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

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WRIT PETITION NO : 7486 of 1999

Between:

Muppalla Pandu Ranga Rao, S/o Veeraiah,
Resident of Elur, West Godavari District. ... Petitioner

AND

- 1 The Andhra University, Rep. by its Registrar,
Visakhapatnam.
- 2 Sir C.R.R.College (P.G.Courses) Eluru, West Godavari
District, Rep. by its Secretary,
- 3 Md. Ghouse Mohiddin, Lecturer,
P.G.Dept. of Politics, Sir C.R.R. College (P.G.Courses), Eluru
West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction especially one in the nature of Writ of Mandamus to the 1st and 2nd Respondents to ignore the unauthorised alteration done in the ranking order/seniority order of Selection Committee minutes dated 28.11.1994 of Andhra University which met for the purpose of selection of Lecturers, in the P.G. Department of Politics at the 2nd respondent College and further request to declare the clarification issued by the Assistant Registrar in his Letter No.C.II (3)/MISC/98-99 dated 5-3-99 as illegal and invalid and further request the Hon'ble Court to direct the 2nd respondent college to place the petitioner as No.1 in the Lecturers category instead of the 3rd Respondent.

Counsel for the Petitioner: MR.M.SRINIVASA RAO

Counsel for the Respondent No.1 : MR.B.V.SUBBAIAH

Counsel for the Respondent No.2 : MR. C.Kodanda ram

Counsel for the Respondent No.3 : MR. S.M. Ali

The Court made the following :

THE HON'BLE SRI JUSTICE B.PRAKASH RAO

WRIT PETITION No. 7486 of 1999

ORDER :

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Heard both sides.

The petitioner filed this Writ Petition, inter alia, seeking a Writ of Mandamus challenging action of the respondents herein in making unauthorised alteration in the ranking order or seniority order of the selection committee proceedings dated 28.11.1994 of the first respondent.

The case of the petitioner is that though he was shown as no.1 in the selection process, however, he was placed 'second' in the seniority and in his place, the third respondent has been shown as no.1. It is further submitted that though he has filed a representation dated 19.03.1999 and also an earlier representation on 03.03.1999, no action has been taken and only a clarificatory letter was issued on 05.03.1999 by the first respondent.

Having considered the submissions made and on perusal of material, it is seen that the complaint is that of an error allegedly committed by the first respondent, which needs to be corrected, and when the representations filed by the petitioner are pending, it is not necessary to go into the merits of the claim as such. Instead, it would suffice in the interest of justice to direct the respondents to consider the representations filed by the petitioner.

The Writ Petition is, accordingly, disposed of directing the respondents to consider the representations filed by the petitioner and pass orders thereon in accordance with law. No costs.

(B.Prakash Rao, J.)

22.12.2004

DRK

Copy to:

- 1 The Registrar, Andhra University, Visakhapatnam.
- 2 The Secretary, Sir C.R.R.College (P.G.Courses) Eluru, West Godavari District.
- 3 Two CD copies.